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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

CARLIE SHERMAN, ANNA GOZUN,
AMANDA NASH, ANDREW SCAVUZZO,
and **EHAN JELINEK** on behalf of themselves
and all similarly situated persons,

Plaintiff,

vs.

TRINITY TEEN SOLUTIONS, INC., a
Wyoming corporation; **TRIANGLE CROSS**
RANCH, LLC, a Wyoming limited liability
corporation; **MONKS OF THE MOST**
BLESSED VIRGIN MARY OF MOUNT
CARMEL, d/b/a MYSTIC MONK
COFFEE, a Wyoming corporation;
GERALD E. SCHNEIDER;
MICHAEELEN P. SCHNEIDER;
ANGELA C. WOODWARD; JERRY D.
WOODWARD; DANIEL SCHNEIDER;
MATHEW SCHNEIDER; MARK
SCHNEIDER; KARA WOODWARD;
KYLE WOODWARD; THOMAS GEORGE;
JUDITH D. JEFFERIS; DALLY-UP, LLC,
a Wyoming limited liability corporation;
ROCK CREEK RANCH, INC., a Delaware
corporation; **DIOCESE OF CHEYENNE,** a
Wyoming corporation; and the
SOCIETY OF OUR LADY OF THE MOST
HOLY TRINITY, a Texas corporation; and
NEW MOUNT CARMEL FOUNDATION,
INC., a Wyoming corporation,

Defendants.

Civil Doc. No. 20-CV-215-SWS

MOTION TO DISMISS
PLAINTIFFS' FIRST AMENDED
CLASS ACTION COMPLAINT BY
DEFENDANTS TRINITY TEEN
SOLUTIONS, ANGELA
WOODWARD, JERRY
WOODWARD, KARA
WOODWARD, AND DALLY-UP,
LLC

Defendants Trinity Teen Solutions, Angela Woodward, Jerry Woodward, Kyle Woodward, Kara Woodward, and Dally-Up, LLC (TTS, the Woodward, and Dally-Up, LLC), through undersigned counsel and pursuant to FED. R. CIV. P. 12(b)(6), move to dismiss Plaintiffs' First Amended Class Action Complaint. In support of this motion TTS, the Woodward, and Dally-Up, LLC submit their Brief in Support of their Motion to Dismiss First Amended Class Action Complaint, incorporated here by reference. TTS, the Woodward, and Dally-Up, LLC move for dismissal based on the following grounds:

1. Plaintiffs fail to state knowing violations of the Trafficking Victims Protection Act (TVPA) (Counts 1-3).
2. Plaintiffs fail to state a cognizable labor or services theory pursuant to the TVPA (Counts 1-3).
3. Plaintiffs fail to state the required element of compulsion under the TVPA (Counts 1-3).
4. Plaintiffs fail to state the required element of venture liability under the TVPA (Counts 1-3).
5. Plaintiffs fail to state the required predicate violations pursuant to the Racketeer Influenced and Corrupt Organizations Act (RICO) (Count 4).
6. Plaintiffs cannot establish RICO standing (Count 4).
7. Plaintiffs' RICO claim is untimely (Count 4).
8. Plaintiffs fail to state the remaining substantive RICO elements of (1) conduct (2) of an enterprise (3) through a pattern (4) of racketeering activity. (Count 4).

9. Plaintiffs fail to establish a duty or plausible allegations against Defendant Dally-Up, LLC. (Count 5).

10. Plaintiffs fail to state claims of breach and proximate causation against Defendants TTS and Dally-Up, LLC. (Count 5).

WHEREFORE Defendants TTS, the Woodward, and Dally-Up, LLC respectfully request that this Court dismiss the First Amended Class Action Complaint.

Respectfully submitted this 26th day of March, 2021.

GORDON REES SCULLY MANSUKHANI, LLP

/s/ Thomas B. Quinn

/s/ Lillian Alves

/s/ Lindsay Romano

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Angela Woodward, Jerry Woodward, Kyle
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 26th day of March, 2021, a true and correct image of the foregoing was e-filed via CM/ECF and served to all attorneys of record according to CM/ECF.

/s/ *Fran Aragon Eaves*

For Gordon Rees Scully Mansukhani, LLP